IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO.3311 OF 2003

Shri Fakruddin Abdul Ali and anr. ...Plaintiffs

v/s

Shri Saifullal Abubakar ...Defendant

Mr R.A. Shaikh for Plaintiffs.

Mr V.J. Shah i/b M/s Motafram and Co. for Defendant.

CORAM : D.K. DESHMUKH J.

DATE : 19TH JANUARY 2007.

P.C. :-

1. By consent of the parties, the suit is disposed off in following terms.

2. On 15th May 2007, the defendant will handover to the plaintiff No.2 vacant and peaceful possession of Room No.17, admeasuring 220 sq.ft., situated at Lucky Mansion, 46/50-B, Clare Road, Byculla, Mumbai 400 050. The possession will be accepted by the plaintiff No.2 on behalf of both the plaintiffs.

3. At the same time, i.e. at the time of receiving possession, as directed above, the plaintiff No.2 shall handover a bank demand draft of Rs.2,40,000/- drawn in favour of the defendant to the defendant.

. Suit is disposed off with no order as to costs. Refund of court fees as per rules.

. Parties to act on the copy of this order duly authenticated by the Associate / Private Secretary as true copy.

. Certified copy expedited.